IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 07/03/2005
Criminal Misc. Bail Application No. 197 of 2005
Order on Bail application of accused

CRIMINAL SIDE
Naseem Siddiqui alias Guddu
S/o Sri Ali Ahmad
R/o- Line No. 1,
Azad Nagar, Haldwani,
P.S. – Haldwani
District – Nainital … Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of case crime no. 60 of 2005
U/Ss 395 / 412 of I.P.C.
& 2/3 Gangsters Act,
Police Station – Talli Tal
District – Nainital

By the court

Hon'ble B.S. Verma, J.

The applicant has applied for bail in case crime No. 60 of 2005, U/Ss 395 / 412 of I.P.C., & 2/3 Gangsters Act, Police Station – Talli Tal, District – Nainital.

Heard Sri R.S. Sammal, learned counsel for the applicant, learned A.G.A. for the State and perused the record.

Some electric wire is alleged to have been recovered from the possession of the applicant and on the basis of this recovery the applicant has been implicated under Gangsters Act.

The applicant is in jail since 27.01.2005 and learned A.G.A. could not show any criminal history of the applicant. Learned counsel for the applicant submitted that co-accused Afsar Ali has already been granted bail by the Court vide order dated 04.03.2005 and the case of the applicant is similar. Therefore, on the ground of parity, the applicant deserves bail.

Considering the facts and the circumstances of the case and the submissions of the learned counsel, I think it is a fit case for bail.

Let the applicant-accused, Naseen Siddiqui alias Guddu be released on bail on executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

Dated: 07.03.2005 (B.S. Verma, J.)
RCP